

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Group Art Unit:** Not yet known  
**Application of:** Willcox et al.  
**Serial No.:** 09/683,250  
**Filed:** December 5, 2001  
**For:** DISPLAYS FOR PORTABLE ELECTRONIC  
APPARATUS

Cambridge, Massachusetts  
February 27, 2002

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Box Missing Parts  
Assistant Commissioner for Patents  
Washington DC 20231

*Via facsimile to 703-308-7751*

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application, issued December 6, 2001 in connection with the above application, applicants are filing herewith a Declaration signed by the inventors (on two separate copies), and a Fee Transmittal (Form PTO/SB/17) authorizing the charging of the surcharge required by 37 CFR 1.16(e) to the assignee's Deposit Account. The duplicate copy of the Notice also accompanies this filing.

It is respectfully requested that the address of the inventor Gregory L. Goldfarb be corrected to conform to that on the Data Sheet accompanying the enclosed Declaration. Mr. Goldfarb's address was correct when the provisional application was filed, but unbeknownst to the undersigned attorney (Mr. Goldfarb is an outside consultant, not an employee of E Ink Corporation, the beneficial owner of the present application), he had moved before this application was filed.

A Fee Transmittal authorizing charging of the surcharge for the late filing of this Declaration is enclosed.

*Wilcox et al.*  
*Serial No. 09/683,250*  
*Response to Notice to File Missing Parts*  
*Page 2*



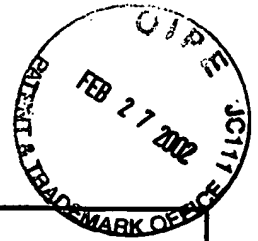
Respectfully submitted

A handwritten signature in cursive script, appearing to read "David J. Cole".

David J. Cole  
Registration No. 29629

E INK Corporation  
733 Concord Avenue  
Cambridge MA 02138-1002

Telephone (617) 499-6069  
Fax (617) 499-6200  
E-mail [dcole@eink.com](mailto:dcole@eink.com)



Certificate of Transmission under 37 CFR 1.8

I hereby certify that this Transmittal Form (Form PTO/SB/21), Fee Transmittal (Form PTO/SB/17), Response to Notice to File Missing Parts, Copy of Notice to File Missing Parts, and Declaration (two copies of three pages) are being facsimile transmitted to the United States Patent and Trademark Office (OIPE, 703-308-7751) on February 27, 2002 (Total 12 pages, including this Certificate).

*David J. Cole*

Signature

David J. Cole

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

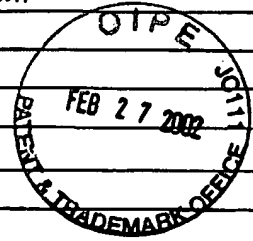
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

## Complete if Known

Application Number	09/683,250
Filing Date	12/05/2001
First Named Inventor	Wilcox
Examiner Name	
Group Art Unit	
Attorney Docket No.	H-313



TOTAL AMOUNT OF PAYMENT (\$ 65.00

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 501162  
Deposit Account Name: E Ink Corporation

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES

Total Claims:  -20\*\* =  X  =   
Independent Claims:  -3\*\* =  X  =   
Multiple Dependent Claims:  =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 65.00

## SUBMITTED BY

Name (Print/Type)	David J. Cole	Registration No. (Attorney/Agent)	29629	Telephone	617-499-6069
Signature	<i>David J. Cole</i>	Date	02/27/2001		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number 09/683,250

Filing Date 12/05/2001

First Named Inventor Wilcox

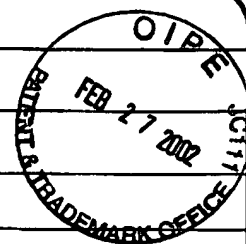
Group Art Unit

Examiner Name

Total Number of Pages in This Submission

11

Attorney Docket Number H-313

**ENCLOSURES (check all that apply)**☒ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☒ Response to Missing Parts/  
Incomplete Application☒ Response to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Assignment Papers  
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence  
Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication  
to Group☐ Appeal Communication to Board  
of Appeals and Interferences☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s) (please  
identify below):

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

David J. Cole

Signature

David J. Cole

Date

02/27/2001

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: \_\_\_\_\_

Typed or printed name

Signature

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.